IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 16TH JULY 2007 / 25TH ASHADHA 1929

WP(C).No. 30991 of 2006(M)

PETITIONER:

G. SASIKUMAR, THUNDIL PUTHEN VEEDU,
KUNDAMONKADAVU, PEYAD, THIRUVANANTHAPURAM DIST.,
RETD.DEPO MANAGER (HANTEX) THIRUVANANTHAPURAM.

BY ADV. SRI.B.JAYASURYA

RESPONDENTS:

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1. THE SECRETARY TO GOVERNMENT,
INDUSTRIES DEPARTMENT, GOVT.SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR OF HANDLOOM & TEXTILES,
THIRUVANANTHAPURAM.

3. THE MANAGING DIRECTOR,
KERALA STATE HANDLOOM WEAVERS CO-OPERATIVE
SOCIETY LTD., (HANTEX)
THIRUVANANTHAPURAM.

4. STATE OF KERALA, REPRESENTED BY
CHIEF SECRETARY, GOVT.SECRETARIAT,
THIRUVANANTHAPURAM.

BY ADV. SRI.M.K.CHANDRA MOHANDAS
ADV.T.R.HARIKUMAR, SC.
GOVT. PLEADER SRI.P.K.RAVIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 16/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1 TRUE COPY OF THE GIST OF THE REPORT DTD. 16-11-98 SUBMITTED BY THE CENTRAL VIGILENCE SQUAD

EXT.P2 TRUE COPY OF THE JUDGMENT DTD. 7-4-99 IN O.P.NO.9177/99 OF THIS COURT.

EXT.P3 TRUE COPY OF THE REPRESENTATION DTD. 13-6-06 SUBMITTED BY THE PETITIONER BEFORE THE FIRST RESPONDENT.

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

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W.P.(C).No. 30991 OF 2006

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Dated this the 16th day of July, 2007

JUDGMENT

Petitioner has approached this court seeking to regularise the period of suspension and disburse the resultant benefits. A direction is sought to revise the pension sanctioned from 01-04-2006 including the suspension period of the petitioner after sanctioning the increments due during the suspension period.

2. I heard counsel for the third respondent also. He submits that proceedings against the petitioner has been dropped. Learned counsel for the petitioner submits that the period of suspension may be regularised. In this regard, third respondent submits that if the petitioner submits a representation before the third respondent, a decision will be taken thereon in accordance with law. He also submits that terminal benefits will be disbursed to the petitioner within three months from today.

The writ petition is disposed of directing the third respondent to disburse the entire terminal benefits to the petitioner within three months from today. Further, if the petitioner moves a representation within three weeks from today seeking regularisation of the period of suspension, an appropriate decision in accordance with law thereon will be taken by the third respondent within a period of six weeks from the date of receipt of the representation. It is submitted by the learned counsel for the petitioner that the key of the depot continues with the petitioner and though he made an attempt to give it back to the third respondent, he is not receiving it. Counsel for the third respondent submits that if the petitioner hands over the key of the depot to the third respondent, he will receive it. This is recorded.

(K.M.JOSEPH, JUDGE)

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